

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Minorities Welfare Department - Amendment to Andhra Pradesh Wakf Rules, 2000 issued in G.O.Ms.No.192, Dated:30.11.2000 regarding the procedure to be followed for removal of Mutawalli – Orders – Issued.

MINORITIES WELFARE (WAKF.III) DEPARTMENT

G.O. Ms. No. 238,

Dated:24th November, 2011

Read :-

G.O.Ms.No.192, Minorities Welfare (Wakf.III) Department ,
Dated;30.11.2000.

* * *

ORDER:-

The following Notification will be published in the next Andhra Pradesh Gazette :-

NOTIFICATION

In exercise of the powers conferred by sub-section (1) of Section 109 of the Wakf Act, 1995 (Act 43 of 1995), the Governor of Andhra Pradesh hereby makes the following Amendment to Andhra Pradesh Wakf Rules, 2000 issued in G.O.Ms.No.192, Minorities Welfare Department, Dated:30.11.2000, as subsequently amended from time to time.

AMENDMENT

In the said rules, after rule 24, the following shall be inserted, namely :-

- “24 A (i) The Wakf Board may appoint an Officer or a person to conduct an enquiry into the charges against a Mutawalli.
- (ii) The Enquiry Officer shall furnish the Charge Memo to the Mutawalli along with list of witnesses and documents on which the charges are proposed to be sustained.
- (iii) The Enquiry Officer shall give a notice to the Mutawalli 15 days in advance specifying the date, hour at a place fixed for holding enquiry. The enquiry shall be summary and the Enquiry Officer shall record the Memorandum of evidence.
- (iv) The Enquiry Officer shall complete the enquiry as expeditiously as possible and in no case he shall take more than six months for concluding the enquiry. Otherwise, the Enquiry Officer shall be held responsible for the delay, and appropriate action may be taken against him”.
- (v) The Enquiry Officer shall submit his enquiry report to the Andhra Pradesh State Wakf Board, within 15 days from the date on which the Enquiry has been completed and Board may take a decision on the above enquiry as contemplated in sub-section (3) of Section 64 of the Wakf Act.

P.T.O.

- (vi) The Board shall, in case it has decided to remove the Mutawalli, issue a Notice to the latter, affording to him an opportunity to Show Cause, within a reasonable time, not earlier than (15) days from the date of service of the Notice, as to why he should not be removed from the Office of the Mutawalli.
- (vii) The Board shall consider the explanation offered by the delinquent and if it is found to be not satisfactory, may pass a Resolution, in terms of sub-section (3) of Section 64 of the Act, removing the Mutawalli. The order of removal shall be communicated forthwith to the Mutawalli.
- (viii) The Board shall appoint an Executive Officer / Committee to manage the affairs of the Wakf Institution concerned”.

Dr. MOHD. ALI RAFATH
SECRETARY TO GOVERNMENT

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

To
The Commissioner, Printing, Stationery and Stores purchase,
Hyderabad for publishing in the next Gazette.
The Chief Executive Officer, Andhra Pradesh State Wakf Board, Hyderabad.

//FORWARDED :: BY ORDER//

SECTION OFFICER